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MEMORANDUM FOR THE RECORD

FROM: Robert D. Clark
Office of General Counsel

SUBJECT: PDLADLE: Outside Lawyer to Draw Up Deed of Trust

1. PDLADLE is a high-level defector residing in New York who has had advanced to him a number of large "loans" over the years, in addition to his "salary." Some of these monies have gone into the purchase of some real estate in the State of New York. The Agency now wants a Deed of Trust executed in favor of one of its nominees on the New York real property.

2. Possible lawyers to handle drafting the Deed of Trust are:

a. Natalie Koether, a cleared N.Y. lawyer, on whom FR Division has an operational approval. They have an active interest in using her and her husband. If Ms. Koether is used on the Deed of Trust, FR would lose an asset. Were it not for our rule of no operational use of cleared attorneys, FR apparently (accordingly to Eric Sowers) has no objection to Ms. Koether's drawing up the Deed of Trust;

b. another cleared lawyer. The clearance on any such lawyer would have to be updated by Security. The best candidate Bill Ashbaugh and I were able to locate off the Cleared Attorneys Panel was Richard C. Kullen, Jr., OS #651 162, last cleared 21 March 1975;

c. the case officer for PDLADLE, MONCURE, who is apparently a practicing N.Y. lawyer who at one time worked for the Agency. This idea was suggested by Vasia Gmirkin of CI Staff, the client component on the Deed of Trust. The idea would be that since MONCURE already knows that PDLADLE and MONCURE would be used only on this PDLADLE job, the security and cover problems normally associated with allowing cleared attorneys to become involved in operations would not be as pronounced as

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usual. On the other hand, his prior association with the Agency could jeopardize PDLADLE if drafting the Deed of Trust exposes MONCURE to more scrutiny than his present association with PDLADLE already does; and

d. an attorney from OGC. N.Y. mortgage law would have to be researched to try to make the Deed of Trust freely assignable from one CIA nominee to another. N.Y. form books should be easily locatable in the D.C. law libraries. If the Deed of Trust follows N.Y. form, would the fact that the OGC lawyer is not licensed in N.Y. in any way throw doubt on the document? When might the name of the lawyer who drafted the document come to light?

Robert D. Clark

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